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8 AU Optronics Corporation  
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10  
11 UNITED STATES DISTRICT COURT  
12 NORTHERN DISTRICT OF CALIFORNIA  
13 SAN FRANCISCO DIVISION

14 IN RE: TFT-LCD (FLAT PANEL) ANTITRUST  
15 LITIGATION

CASE NO. 3:09-CV-5609

MDL No. 3:07-MD-1827-SI

16 THIS DOCUMENT RELATES TO: 3:09-CV-  
17 5609

**STIPULATION AND [PROPOSED] ORDER  
RE FILING NUNC PRO TUNC IN CASE  
NO. 3:09-CV-5609 OF ANSWER TO  
AMENDED COMPLAINT BY  
DEFENDANTS AU Optronics  
Corporation AND AU Optronics  
Corporation America**

18 NOKIA CORPORATION and NOKIA INC.,

19 Plaintiffs,

20 v.

21 AU Optronics Corporation, et al.,

22 Defendants.

1        WHEREAS on November 25, 2009 plaintiffs Nokia Corporation and Nokia Inc. (collectively  
2 "Nokia") filed a complaint in the above-captioned case, case number 3:09-CV-5609 (the "Individual  
3 Case"), against multiple defendants, including defendants AU Optronics Corporation and AU Optronics  
4 Corporation America (collectively "AUO");

5        WHEREAS the Individual Case is related to the multi-district proceedings consolidated in this  
6 Court entitled *In re: TFT-LCD (Flat Panel) Antitrust Litigation*, case number 3:07-MD-1827-SI (the  
7 "MDL Case");

8        WHEREAS on July 26, 2010 Nokia filed an amended complaint ("Amended Complaint") after  
9 the Court granted defendants' motions to dismiss;

10       WHEREAS on August 27, 2010 AUO timely filed an answer to the Amended Complaint  
11 ("Answer") in the MDL Case but not in the Individual Case;

12       WHEREAS AUO intended to also file the Answer in the Individual Case pursuant to this Court's  
13 Pretrial Order #1 and Agenda for July 10, 2007 Status Conference filed July 3, 2007, which requires that  
14 "[a]ll documents shall be e-filed in the master file, No. M 07-1827 SI. Documents that pertain to one or  
15 only some of the pending actions shall *also* be e-filed in the individual case(s) to which the documents  
16 pertain";<sup>1</sup>

17       WHEREAS Nokia and AUO agree that AUO should be permitted to file the Answer in the  
18 Individual Case *nunc pro tunc* to August 27, 2010;

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<sup>1</sup> See MDL Docket No. 180 ¶ 7 (emphasis in original).

1 THEREFORE, IT IS HEREBY STIPULATED AND AGREED by and among the undersigned  
2 counsel, on behalf of their respective clients, that:

3 Pending and upon approval by the Court of this Stipulation, AUO's Answer, a copy of which is  
4 attached as Exhibit A, shall be filed in case number 3:09-CV-5609 *nunc pro tunc* to August 27, 2010.

5 DATED: December 23, 2010

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7 By: /s/ Christopher A. Nedeau  
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18 By: /s/ Valarie C. Williams  
19 Valarie C. Williams (admitted *pro hac vice*)  
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26 Attorneys for Plaintiffs  
27 Nokia Corporation and Nokia Inc.

28 Pursuant to General Order 45, Part X-B, the filer attests that concurrence in the filing of this  
document has been obtained from Valerie C. Williams.

PURSUANT TO STIPULATION, IT IS SO ORDERED

By:   
25 Judge of the U.S. District Court  
26 Northern District of California

Date: \_\_\_\_\_